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**TERMINAL DISCLAIMER TO OBIATE A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING "REFERENCE" APPLICATION**

Docket Number (Optional)

DEAV2002/0094 US CNT

In re Application of: Heinz-Werner KLEEMANN et al.

Application No.: 10/749,631

Filed: December 31, 2003

For: 3-Guanidinocarbonyl-1-heteroaryl-indole derivatives, preparation process, their use as medicaments, and pharmaceutical compositions comprising them

The owner*, SANOFI-AVENTIS DEUTSCHLAND GMBH of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending **reference** Application Number 10/749,630 filed on December 31, 2003, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said **reference** application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the **reference** application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

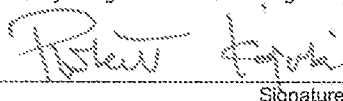
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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 55,312



Signature

December 13, 2006

Date

Robert J. KAJUBI

Typed or printed name

908 231-3115

Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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